

MEETING # 5 February 7

At a Joint Meeting of the Madison County Board of Supervisors on
February 7, 2007 at 7:30 p.m. in the Madison County Administrative Center
Auditorium:

PRESENT: Eddie Dean, Chairman
James L. Arrington, Vice-Chairman
William L. Crigler, Member
Bob Miller, Vice Chairman
Clark Powers, Member
V. R. Shackelford, III, County Attorney
Lisa R. Kelley, County Administrator

Chairman, Eddie Dean called the meeting to order and stated the following cases would be discussed tonight:

Case #SP-01-07-04, which is a request by Sevenoaks Pathwork Center, Inc. for a site plan to construct a maintenance building. This property is located off Route 621 near Shelby and contains 127.000 acres of land, zoned A-1 with some flood plain.

Karl Hohenstein of Sevenoaks Pathwork Center, Inc. was present and stated he was employed as the Maintenance Technician at the facility and has been for almost twenty (20) years and stated the desire is to install a building to house equipment and afford maintenance staff an enclosed area in which to work on the equipment as needed.

Pete Elliott verbalized concerns regarding an article from the Virginia Department of Transportation pertaining to this particular case.

Rodney Lillard asked Mr. Hohenstein if he was aware of the requirements as indicated from the Virginia Department of Transportation.

Mr. Hohenstein stated the requirements indicated the applicant must provide a commercial entrance on Route 621 in compliance with the specifications as established by the Virginia Department of Transportation.

Rodney Lillard indicated the proposed entrance will need to be developed in full accordance with all standards as established by the Virginia Department of

Transportation and made reference as to whether the current entrance was in agreement with all designated standards.

Mr. Hohenstein indicated the current entrance did not appear to meet all required criteria as established; however, he stated it was the full intention of Sevenoaks Pathwork Center, Inc. to fully upgrade the entrance to accommodate all requirements as established by the Virginia Department of Transportation.

Larry Fanton of the Virginia Department of Transportation was present and stated he met with Karl Hohenstein and discussed all requirements pertaining to a commercial entrance.

Helen Pleasant was present and stated she resides across the road from the applicant and verbalized concerns as to whether the proposed request will cause her property value to decrease as a result of the increased commercial development; she also stated there were several residents in the area who did not receive notification about this request.

Rodney Lillard indicated that only adjoining property owners are notified of cases on the agenda for the joint meetings .

Larry Pleasant was present and stated concerns regarding the lack of privacy to the rear of his home on Route 621 due to the proposed construction.

James Ballard asked Helen Pleasant how far her home was located off the property line, to which she indicated was about thirty feet (30').

James Ballard stated the applicant intends to have the building erected eighty feet (80') from their property line.

Mr. Hohenstein indicated the building will be far enough from the property line so the neighboring residents will not see the construction.

Treasure Arrington explained the entrance being required for the applicant will be the same as what currently exists but wider.

Larry Fanton of the Virginia Department of Transportation explained the criteria involved for the proposed entrance being required for the applicant – the center line will be a thirty-five foot (35') foot radius on the right hand side and a bit wider to the front of the entrance.

Larry Pleasant indicated if the entrance is widened, this will encourage additional traffic on the roadway.

Mr. Hohenstein stated he believed changing the type of entrance will in no way hinder the normal amount of traffic as this will be determined by the amount of business at the location.

Rodney Lillard stated the applicant has attained approval to proceed with the activities that occur at the business; however, this case is based on the criteria as established by the Virginia Department of Transportation for safety concerns; additionally, the use for the property has already been determined and will not change.

Larry Pleasant indicated he was not in favor of trees being removed from the immediate area.

James L. Arrington asked for clarification regarding the need for the applicant to install a commercial entrance at the site.

Larry Fanton of the Virginia Department of Transportation explained that due to the type of plans the applicant submitted that included a maintenance shed, a commercial entrance was required; additionally, it was also felt that a commercial entrance was necessary based on all improvements that have taken place at the location and added a commercial entrance should have already been positioned at the site.

After discussion, on motion of William L. Crigler, seconded by James L. Arrington, the site plan request is approved as recommended by the Madison County Planning Commission, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Case Number S-02-07-05, which is a request by J. Daren or Sharon F. Leake for a plat of a subdivision of land to create four (4) lots. Parcel A will be on Route 637 and Parcels B, C, and D will be on Route 636. This tract of land is located on Routes 637 and 636 near Madison, zoned A-1.

Daren Leake was present and stated he and his wife own a piece of property and would like to have the tract of land divided – all appropriate paperwork has been filed pertaining to the aforementioned request.

After discussion, on motion of James L. Arrington, seconded by Clark Powers, the subdivision request is approved as recommended by the Madison County Planning Commission, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Case Number S-02-07-06, which is a request by AC Limited Partnership for a plat of a subdivision of land to create three (3) lots with residue. Lots 1, 2 and 3 will be on a fifty foot (50') right-of-way and the residue will be on Route 621. This tract of land is located off Route 621 near Rochelle, zoned A-1.

Treasure Arrington was present and stated that all documentation has been prepared and submitted on the aforementioned request – approval has also been attained from the Virginia Department of Transportation.

William Sanford verbalized concerns regarding comments made by Dwayne Dixon pertaining to the drain field.

Treasure Arrington stated the documentation contains requirements as indicated by Dwayne Dixon and must be incorporated in order for this request to be approved by the Madison Health Department.

After discussion, on motion of William L. Crigler, seconded by Bob Miller, the subdivision request is approved as recommended by the Madison County Planning Commission, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Stepped Down
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Chairman, Eddie Dean stated this concludes all cases from the Madison County Planning Commission meeting.

Chairman, Eddie Dean stated the Board will need to discuss a letter of recommendation presented by the Madison County Planning Commission regarding the current size of the Commission and the vacancy.

Chairman, Eddie Dean asked Rodney Lillard, Chairman of the Madison County Planning Commission, if he had any comments or questions; he also asked if there were any comments from the Madison County Board of Supervisors, County Administrator or County Attorney.

James L. Arrington suggested the Madison County Board of Supervisors table the discussion as he has not reviewed the contents of the letter that was presented for review.

William L. Crigler stated he was ready to take action on the request.

Clark Powers stated he had not reviewed the contents of the letter as presented and also felt the discussion should be tabled.

Chairman, Eddie Dean stated the vacancy has been in place for the past four (4) to five (5) months and felt the Madison County Board of Supervisors could act on the vacancy for approval/disapproval.

After discussion, on motion of James L. Arrington, seconded by Clark Powers, the request to table the discussion regarding downsizing the Madison County Planning Commission and acting on the current vacancy, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Chairman, Eddie Dean indicated the Madison County Board of Supervisors will need to take action on the fee proposal as presented from Dalgliesh, Gilpin & Paxton, LLC on Phase II of the Madison County Courthouse Project; he indicated this proposal was presented to the Madison County Board of Supervisors by Andy Mank, Consultant, at the last Board Workshop session.

Chairman, Eddie Dean asked if there were any comments on questions on behalf of the Madison County Board of Supervisors and also indicated there was a commitment made to follow through with this fee proposal – he feels the sooner this proposal is signed and approved, the sooner the Architectural and Engineering personnel can initiate plans to move forward with the project.

After discussion, on motion of James L. Arrington, seconded by William L. Crigler, the Board approved the fee proposal for the above referenced project as presented by Dalglish, Gilpin and Paxton, LLC, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Chairman, Eddie Dean asked the Board members if anyone had topics for discussion at the February Workshop Session scheduled for February 22, 2007 at 2:00 p.m. in the auditorium of the Madison County Administrative Center.

Chairman, Eddie Dean also reminded the Board members of the Department Head Meeting scheduled for the last Friday of February at 10:00 a.m. at the Thrift Road Complex – he stated it has been customary to have a Board member present at these meetings and asked anyone interested in attending to advise Lisa Kelley, County Administrator.

Lisa Kelley, County Administrator, advised the Board that Jacqueline Frye has verbalized she will not be able to continue serving on the FAPT (Family Assessment Planning Team) as the Parent Representative.

Chairman, Eddie Dean stated the Board will leave this topic for discussion at the upcoming Regular Board Meeting scheduled for Tuesday, February 13, 2007.

V. R. Shackelford, III, County Attorney, stated he attended a long court hearing on Monday pertaining to the Coates' case and the Madison County Board of Zoning Appeals – he stated the Court ruled in favor of the Madison County Board of Zoning Appeals which stood on the interpretation as presented by Betty Grayson, Zoning Administrator, regarding the County's Zoning Ordinance in reference to the 600 foot entrance requirements.

V. R. Shackelford, III, County Attorney, further explained the County's entrance requirements for a tract of land that was recorded prior to the adoption of the County's amended Zoning Ordinance pertaining to required entrances, etc. – he stated there was also a considerable amount of controversy regarding what entrances exist on the property at the present time.

With no further action to be taken by the Board, on motion of James L. Arrington, seconded by William L. Crigler, Chairman, Eddie Dean adjourned the meeting, with the following vote recorded:

Eddie Dean	Aye
James L. Arrington	Aye
William L. Crigler	Aye
Bob Miller	Aye
Clark Powers	Aye

Date: February 8, 2007